

**THE MINUTES OF THE REGULAR MEETING OF THE HOLTVILLE
CITY COUNCIL
March 25, 2013**

The regular meeting of the Holtville City Council was held on Monday, March 25, 2013 at 5:30 p.m. in the Civic Center. Council Members present were Mike Goodsell, Richard Layton, David Bradshaw, Jim Predmore and Ginger Ward. Staff members present were Alex Meyerhoff, Nick Wells, Alex Silva and Glyn Snyder. City Treasurer Pete Mellinger, City Engineer Jack Holt, City Planner Justina Arce and City Attorney Steve Walker were also present.

CITY COUNCIL CLOSED SESSION MEETING CALLED TO ORDER:

Mr. Goodsell called the meeting to order at 5:30 p.m.

CITY COUNCIL OPEN SESSION MEETING CALLED TO ORDER:

Mr. Goodsell called the meeting to order at 6:00 p.m.

INVOCATION:

The invocation was led by Mr. Richard Moore of Trinity Baptist Church.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by David Bradshaw.

CITY CLERK RE: VERIFICATION OF POSTING OF AGENDA:

The City Clerk verified that the agenda was duly posted on March 22, 2013.

EXECUTIVE SESSION ANNOUNCEMENTS:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Government Code Section 54956.9(a))

Willowbend LLC vs. City Of Holtville

Imperial Palms Resort vs. City of Holtville

No reportable action taken.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION:

(Government Code Section 54956.9(b))

Claim of Jose Pelayo

Claim of James Brock

Claim of Tomas Sandoval

No reportable action taken.

PUBLIC EMPLOYMENT

(Government Code Section 54957.6)

City Manager Evaluation

No reportable action taken.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

(Government Code Section 54956.9)

Property: 1499 State Hwy 98, Management & Training Corporation, Alliance Subsidiary

Agency Negotiators: City Manager and City Attorney

Under Negotiation: Terms of Operations, Management and Maintenance Agreement

No reportable action taken.

Property: APN 045-631-010-000 (SEC Fern Avenue and Fourth Street)
Agency Negotiators: City Manager and City Attorney
Under Negotiation: Terms and Lease of Operation
No reportable action taken.

Property: APN 045-330-034-000 (640 E. 3rd Street, Space 5)
Agency Negotiators: City Manager and City Attorney
Under Negotiation: Price and Terms of Payment
No reportable action taken.

PUBLIC COMMENTS:

Bill Livsey, President of the Chamber of Commerce requested that City Council repeal the Ordinance that prohibits the sale and use of fireworks within the City limits. He said the cities of Brawley, Calipatria, Calexico, Westmorland and Winterhaven are considering repealing their Ordinances regarding the same. The Chamber desires to sell fireworks as a major fundraiser for their organization.

Fire Chief Silva said cities in Imperial Valley started to ban fireworks in 2006 due to multiple fires throughout the Valley; however, there has been no major fire in Holtville due to the use of fireworks in over 20 years. He feels that the fire department is very capable and the sale and use of fireworks in Holtville would not create a problem.

Mr. Goodsell suggested that Mr. Livsey poll each Council member individually.

Mr. Bradshaw said perhaps the Council could repeal the existing Ordinance and consider a one or two year trial period.

CONSENT AGENDA:

- 1. Approval of Minutes Of The Regular Meeting Of March 11, 2013**
- 2. Current Demands #31653 To #31711**

A motion was made by Mr. Layton and seconded by Ms. Ward to approve Consent Agenda items 1 and 2. The motion carried 5/0.

REPORTS OF OFFICERS, COMMISSIONS, COMMITTEES AND COMMUNIQUE:

Mrs. Snyder reported the Farmer's Market was a huge success and plans are already underway for the next one which will be held on Thursday, April 18th.

Mr. Silva reported there is an Earthquake Drill scheduled for Wednesday and the Emergency Operation Center will be opened. Also, the new generator will be tested. There will be a Health Fair held at Finley School on Thursday. Mr. Silva said there have been three major vehicle accidents with one fatality since the last meeting. Kurt Martin is the recipient of the Safety Officers Award. He is also the Holtville Firefighter of the Year and will be recognized at the Fire Ball in October.

Mr. Mellinger said the Farmer's Market was excellent and complimented the City Clerk and the City Manager for a job well done.

Mr. Wells continues to work on the 2011-12 audit which is on track and will be completed by the end of the month. He visited the Brawley Wastewater Treatment Plant and said the tour was very informative.

All of the City Council members attended the Farmer's Market. It was very well attended and the feedback from the community has been very positive.

Ms. Ward attended the Renewable Energy Summit which included a bus tour of sixteen different energy projects. She was a judge for Relay for Life which was held at Southwest High School. Ms. Ward also attended the Finley Open House.

Mr. Layton attended a Project Review Committee meeting.

Mr. Predmore attended the Renewable Energy Summit and participated in the bus tour. He also attended the Finley Open House.

Mr. Bradshaw's son, Evan, will be competing in a swim meet at the State level.

Mr. Goodsell attended a Finance Committee meeting. He said there will be an ICTC meeting this Wednesday.

Mr. Walker thanked the City Staff and Justina Arce for the sign at Earl Walker Park. He said his family had a nice time at the park for the unveiling of the sign and the weekend was very meaningful to them.

Mr. Holt reported the kickoff meeting for the Wastewater Treatment Plant was held last week and Lee and Ro are going forward with the design.

Mr. Meyerhoff said Items #3, #4 and #5 will be tabled and a Special meeting will be held next week to address these items.

A motion was made by Ms. Ward and seconded by Mr. Predmore to table Items #3, #4 and #5. All members present were in favor and the motion carried unanimously.

INFORMATION ONLY:

- 3. Discussion Regarding Local Transportation Authority Historical Expenditures, Pending And Future Commitments – Nick Wells, Finance Manager**

UNFINISHED BUSINESS:

- 4. PUBLIC HEARING - Discussion/Related Action To Adopt RESOLUTION 13-11 Authorizing The Submission Of A Grant Application Through The Caltrans Administered Environmental Justice Transportation Planning Grant Program – Justina Arce, City Planner**
- 5. Discussion/Related Action On TDA Article 3 Project Changes And Directive On Project Scope And Bid Advertisement – Justina Arce, City Planner**

NEW BUSINESS:

6. Discussion/Related Action Regarding Sewer Rate Increase Recommendation From Finance Committee And Authorizing Publication And Notice Of The Same – Nick Wells, Finance Manager

A motion was made by Mr. Bradshaw and seconded by Ms. Ward to accept the recommendation from the Finance Committee regarding the sewer rate increase and authorizing publication and notice of the same. This motion is subject to pending investigation by Jack Holt regarding the 7% figure for collection attributed to the Barbara Worth County Club. All members present were in favor and the motion carried unanimously.

7. Discussion/Related Action Regarding Deviation From Adopted Standards For Finish Floor Elevation As Requested By Keithly Williams Seeds And Authorization To Accept A Hold Harmless Agreement Regarding The Same – Justina Arce, City Planner

A motion was made by Mr. Predmore and seconded by Mr. Layton to approve deviation from adopted standards for finish floor elevation as requested by Keithly Williams Seeds and authorization to accept a hold harmless agreement regarding the same. All members present were in favor and the motion carried unanimously.

8. Discussion/Related Action To Adopt RESOLUTION 13-16 To Approve The Integrated Regional Water Management Plan – Alex Meyerhoff, City Manager

Mr. Antonio Ortega gave a power point presentation. A motion was made by Mr. Layton and seconded by Mr. Predmore to adopt Resolution 13-16 adopting the 2012 Imperial Integrated Regional Water Management Plan and agreeing to participate in future Imperial Integrated Regional Water planning efforts. The motion carried 5/0 in the form of a roll call vote.

INFORMATION ONLY:

9. City Manager Report – Alex Meyerhoff

- a. Finance Manager – Nick Wells**
- b. Public Works Supervisor – Alex Chavez**
- c. Water Works Supervisor – Frank Cornejo**
- d. Fire Chief – Alex Silva**

Staff Reports

Written reports were provided by the following: City Manager, Public Works Supervisor, Water Works Supervisor and Fire Chief. Mr. Wells provided a verbal update earlier in the meeting.

Mr. Meyerhoff reviewed the written report provided to Council. He thanked Mrs. Snyder, Jessica Yocopecio and Elizabeth Enriquez-Phillips for coordinating the Farmer's Market. He also reported the City is in the process of hiring lifeguards for the summer. He said the 5th Street and Grape Avenue Project will begin soon.

Mr. Goodsell said he would like to see the requirement for Planning Commissioners to live within the City limits to be expanded to the sphere of influence, zip code area or school district which could increase the possibility of a larger pool to select from. Mr. Walker will research this request.

Mr. Layton commented that the level of interest is not the same between residents within the jurisdiction as those located in the county jurisdiction.

ADJOURNMENT:

There being no further business to come before Council, Mr. Goodsell adjourned the meeting at 7:05 p.m.

Mike Goodsell, Mayor

Glyn Snyder, City Clerk